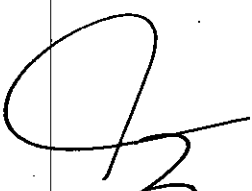


④
Court of Additional Sessions Judge, Orakzai at Baber Mela

BA. 85/4 of 2023
Ahmed Hussain vs State

Serial No of order or proceedings	Date of Order Proceedings	Order or other Proceedings with Signature of Judge or Magistrate and that of parties or counsel where necessary
1	2	3
Order	28/10/2023	<p>Mr. Sana Ullah Khan Advocate represented accused/petitioners; Mr. Amir Anjum DyPP for the State assisted by Mr. Abid Ali Advocate for complainant, are in attendance.</p> <p>2. Arguments heard; whereas, this order is intended to dispose of the captioned Bail Application submitted by Accused/petitioners Ahmed Hussain and Israfil Khan, both resident of Qaum Mishti, Tappa Darvi Khel, District Orakzai.</p> <p>3. Muhammad Ashfaq son of Fazal Malik reported the matter of opening fire upon him by the accused while attempting on his life, to the local police which was incorporated into FIR No. 25 dated 30.07.2023; registered under sections 324-427/34 of Pakistan Penal Code 1860, in Police Station Central Mishti Mela, Orakzai. Petitioners moved this Court with application for post arrest bail which is under consideration.</p> <p>4. Arguments of counsel for the accused/petitioners, counsel representing complainant and DyPP for State heard and record perused.</p> <p>5. This being stage of bail is neither supposed for deep appreciation of evidence nor can the observation of the Court affect the merits of the case in trial. Learned Area Magistrate has released Raza Badshah on bail vide Order No. 3 dated 29-08-2023 which is charged for the same offense with similar magnitude as all of the accused have given same role; therefore, rule of consistency can safely be attracted to the case of petitioners. Even otherwise, there is no concept of pretrial punishment and bail is granted as a matter of routine. There is no exceptional ground to withhold the grant of bail.</p> <p>6. In view of the above, the plea of bail is accepted.</p>


SAYED FAZAL WAJOOD
Addl: District & Sessions Judge
Orakzai at Hangu

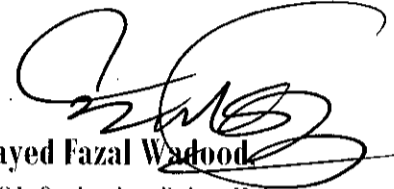
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BA. 85/4 of 2023
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Consequently, the accused/petitioners are released on bail subject to furnishing surety bond in the sum of Rs. 150,000/- with two sureties, each in the like amount, to the satisfaction of this Court.

7. File of this Court be consigned to District Record Room, Orakzai after its necessary completion and compilation within the span allowed for. Record of the Police be sent back with copy of this Order.

8. Announced in the open Court.



Sayed Fazal Wadood
AD&SJ, Orakzai at Baber Mela